

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House
(317) 232-9855

FISCAL IMPACT STATEMENT

LS 7241

BILL NUMBER: HB 2054

DATE PREPARED: Dec 30, 2000

BILL AMENDED:

SUBJECT: Sex Offender Registration.

FISCAL ANALYST: David Hoppmann

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**FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL**

IMPACT: State & Local

Summary of Legislation: *Local Registration-* This bill requires a local law enforcement authority to immediately notify all schools and child care facilities located less than one mile from the property where a sex offender resides or intends to reside when the sex offender registers with the local law enforcement authority. It allows a local law enforcement authority to: (1) publish a photograph of a sex offender whose victim was less than 14 years of age; and (2) make available to the public information on all sex offenders residing within the jurisdiction of the local law enforcement authority. It requires a sex offender to provide a driver's license or identification card number and a recent photograph when registering with a local law enforcement authority.

Sex Offender Registry- It requires the Indiana Criminal Justice Institute (the Institute) to include the names of, recent photographs of, home addresses of, and the offenses committed by sex offenders on the Institute's sex offender registry Internet site (the Registry). It requires the Institute to establish a statewide toll-free telephone line that the public may use to inquire whether a person is a registered offender.

Effective Date: July 1, 2001.

Explanation of State Expenditures: *Sex Offender Registry-* The Institute would experience an increase in administrative expenses cost due to this provision of the bill.

Photograph and Home Address of Offender: Under current Indiana law, the Institute is not required to publish on its Registry: 1) a recent photograph of the offender; or 2) the home address of the offender. The Institute would be required to do so in accordance with this bill. (Currently, the Institute publishes the name and offense of the offender, as well as other related items.)

In order to provide a photograph and the home address of the offender to Access Indiana for Internet posting, the Institute would be required to enhance its existing database in which it stores sex offender information.

The specific cost is currently indeterminable and could possibly require the help of outside contractors. Although the enhancement of the Institute's database could possibly require certain contractual expenses, the scanning of photographs for incorporation into the Institute's database would be less expensive and could likely be accomplished with a basic office printer/scanner/copier.

This portion of the fiscal note will be updated as new information regarding contractual services becomes available.

Statewide Toll Free Telephone Number: Under current Indiana law, the Institute is not required to establish a statewide toll-free telephone number that the public may use to inquire whether a person is a registered offender. The Institute would be required to do so in accordance with this provision of the bill.

The Department of Administration estimates the cost of establishing a second statewide toll-free number for the Institute @ approximately \$25. (The Institute already has one such toll-free line established for the Indiana Victim Compensation Program.) In addition, the Institute would be charged \$.085 per minute for each toll-free call it receives.

The Institute estimates that it annually receives approximately 650 calls regarding the Registry. Assuming that this volume of calls continues (and each call lasts approximately three minutes), the Institute could expect to pay for approximately 1,950 minutes annually at approximately \$166, or approximately \$14 per month. In addition, the Institute could experience minimal promotional costs in disseminating its new statewide toll-free number to the public.

The specific effects of this portion of the bill would vary depending upon the possible increase of calls the Institute could receive in light of the news that a statewide toll-free number has been implemented and the popularity of the toll-free number as time progresses.

Background: The Institute reports that, currently, there are approximately 11,000 entries on the Registry.

Explanation of State Revenues:

Explanation of Local Expenditures: *Local Registration-* Local law enforcement agencies would experience an increase in administrative time and cost due to this provision of the bill.

Under current Indiana law, local law enforcement agencies are required to report sex offender registrations to the Institute for dissemination to the public via Access Indiana. (In addition, the Institute makes available paper copies of the Registry to the following entities: 1) school corporations; 2) nonpublic schools; 3) various state agencies; and 4) certain child care facilities.)

In accordance with this provision of the bill, local law enforcement agencies would be required to (in addition to notifying the Institute) notify public and nonpublic schools, as well as child care facilities within a one mile radius from where an offender resides or intends to reside. Local law enforcement officials would also be required to accept recent photographs of offenders to process and deliver to the Institute.

The specific effects of this portion of the bill are currently indeterminable, and would vary between local law enforcement agencies.

Explanation of Local Revenues:

State Agencies Affected: Criminal Justice Institute, Department of Administration.

Local Agencies Affected: Law Enforcement Agencies, School Corporations.

Information Sources: John Ransburg, Criminal Justice Institute, (317) 232-1232; John Yaste, Department of Administration, (317) 232-3171.